

AMENDED

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office JUN 7 1973  
Returned to applicant for correction JUN 28 1973  
Corrected application filed JUL 5 1973 Map filed JUN 7 1973

The applicant M & R Investment Co., Inc. (dba Dunes Hotel)  
of 3650 Las Vegas Boulevard South, County of Las Vegas  
State of Nevada, hereby makes application for permission to change the

Point of Diversion, Place of Use and Manner of Use  
of water heretofore appropriated under Permit No. 12809 Certificate No. 5144

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is underground (Las Vegas Artesian Basin)  
(Name of stream, lake or other source.)

2. The amount of water to be changed 0.45 c.f.s. - 133.34 acre feet  
(Second feet, acre feet.)

3. The water to be used for (Irrigation of Golf Course) & Domestic, Recreation  
(If for stock state number and kind of animals.)

4. The water heretofore used for Irrigation and domestic  
(If for stock state number and kind of animals.)

5. The water is to be diverted at the following point in the SW 1/4 SE 1/4 Sec. 20, T.21S., R.61E.,  
MDB&M or at a point from which the SE Corner of said Sec. 20 bears  
(Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.)  
S. 89° 30' 19" E., 1983 feet. (Applicant's well 2B)

6. The existing point of diversion is located within the NW 1/4 NE 1/4 Sec. 4, T.21S., R.62E.,  
MDB&M or at a point from which the NE 1/4 corner of said Section 4 bears  
(If point of diversion is not changed, do not answer.)  
N 33° 59' 20" W 71.20 feet.

7. Proposed place of use Portions of (E 1/2 of Sec. 20 T.21S., R.61E., MDB&M)  
(Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)  
or SW 1/4 SE 1/4, SE 1/4 SE 1/4, NW 1/4 SE 1/4, NE 1/4 SE 1/4, SW 1/4 NE 1/4, SE 1/4 NE 1/4, NW 1/4 NE 1/4,  
Sec. 20, T.21S., R.61E., MDB&M

8. Existing place of use E 1/2 NE 1/4 Section 4, T.21S., R.62E., MDB&M 80 acres  
(Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.)

9. Use will be from January 1 to December 31 of each year.  
(Month) (Month)

10. Use has been from January 1 to December 31 of each year.  
(Month) (Month)

11. Description of proposed works.

Drilled well to underground source, pump and pipelines

(Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)

(State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.)

12. Estimated cost of works existing

13. Estimated time required to construct works complete

14. Remarks Water will be used in conjunction with water from other permits to irrigate the Dunes Golf Course.

Compared lk/cm bs/ga

Applicant M & R INVESTMENT CO., INC.

By s/ Sterling C. Ditsworth  
Sterling C. Ditsworth, State Water Rights Surveyor  
c/o Boyle Engineering, 1209 South Commerce St.  
Las Vegas, Nevada 89102

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit to change the point of diversion, manner and place of use of a portion of the waters of an underground source as heretofore granted under Permit 12809 is issued subject to the terms and conditions imposed in said Permit 12809 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.45 cubic feet per second, but not to exceed 133.34 acre feet annually.

Actual construction work shall begin on or before November 27, 1973

Proof of commencement of work shall be filed before December 27, 1973

Work must be prosecuted with reasonable diligence and be completed on or before November 27, 1973

Proof of completion of work shall be filed before December 27, 1973

Application of water to beneficial use shall be made on or before November 27, 1974

Proof of the application of water to beneficial use shall be filed on or before December 27, 1974

Map in support of proof of beneficial use shall be filed on or before December 27, 1974

NOV 1 1973

Commencement of work filed NOV 1 1973

Completion of work filed JAN 13 1976

Proof of beneficial use filed SEP 22 1976

Cultural map filed SEP 22 1976

Certificate No. 8276 Issued 5-21-76

Recorded Bk Page

IN TESTIMONY WHEREOF, I, ROLAND D. WESTERGARD,  
State Engineer of Nevada, have hereunto set my hand and the seal of  
my office, this 27th day of September

A.D. 19 73

Roland D. Westergard  
State Engineer